

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
CHARLOTTESVILLE DIVISION

CLERK'S OFFICE U.S. DIST. COURT
AT LYNCHBURG, VA
FILED
AUG 16 2006
For C. V. Hille
JOHN F. CORCORAN, CLERK
BY: J. J. Mahoney
DEPUTY CLERK

BRYCE DOWNIE,

Plaintiff,

v.

REVCO DISCOUNT DRUG CENTERS, INC.,

Defendant.

CIVIL ACTION No. 3:05-CV-00021

ORDER

JUDGE NORMAN K. MOON

For the reasons stated in the accompanying Memorandum Opinion, it is hereby

ADJUDGED and ORDERED

that Plaintiff's objections to the Report and Recommendation are OVERRULED, the Report and Recommendation is ADOPTED in part, and Defendant's motions to strike the evidence of James Wilt and for summary judgment are GRANTED. This case is dismissed and stricken from the docket of the Court.

The Clerk of the Court is hereby directed to send a certified copy of this Order and accompanying Memorandum Opinion to all counsel of record.

ENTER: _____

U.S. District Court Judge

DATE: _____

August 16, 2006